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IAB CASE NO. SH 2183541

Los Angeles County Sheriff's Department

Officer Involved Shooting

Report Date: 10-06-07	Bureau/Station/Facility: ELA Station	Admin. Invest.? ☐ Hit? ☒

Incident Information

URN: 006-13100-0280	Date: 11-06-07 Time: 1205 hrs
City or Station: East Los Angeles	Nature of Incident: Deputy (and CHP) Involved Hit shooting - Suspect deceased
Location: [redacted] E. Hammel Street, East Los Angeles (unincorporated), CA 90063	

Location Type (*circle one or more*): Backyard, Beach, Business, Freeway, Industrial, Park, Parking Lot, Residence, Rural, School, (Street) circled. Other: ____

Lighting (*circle only one*): Darkness, (Daylight) circled, Other, Street Lights

Weather (*circle only one*): (Clear) circled, Cloudy, Fog, Rain

Distance:

Incident Type (*circle one or more*): Accidental, (Armed Person) circled, Fleeing Suspect, Foot Pursuit, Gun Take Away, Moving Vehicle, Sniper/Ambush, Startle, Struggle Involved, Traffic Stop, Unarmed Person, Unintentional, Vehicle Pursuit, Warrant Service, Warning Shot, Other: ____

Initiated by (*circle only one*): Arrest Warrant, (Call) circled, Observation, One Person Unit, Other, Search Warrant, Two Person Unit

Prior Activity (*circle only one*): Detective, Inmate Transport, Other, (Routine Patrol) circled

Total # of Shots Fired by Deputy	Total # of Shots Fired by Suspect
24 (+32 by CHP)	14

Aero Unit? ☒ Canine Unit? ☒

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*circle only one*)	ShiftType (*circle only one*)
				EM PM Day	Regular Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty
				EM PM Day	Regular Overtime Off Duty

Non-Employee Witnesses

Last Name: [redacted]		First Name: [redacted]		M.I. [redacted]	
Street Address: CHP ELA Office 1601 Corporate Ctr Dr.	City: Monterey Park	Zip Code: 91754	Work Ph: 323 980-4600	Home Ph:	
Last Name: [redacted]		First Name: [redacted]		M.I. [redacted]	
Street Address: CHP ELA Office 1601 Corporate Ctr Dr.	City: Monterey Park	Zip Code: 91754	Work Ph: 323 980-4600	Home Ph:	
Last Name: [redacted]		First Name: [redacted]		M.I. [redacted]	
Street Address: CHP ELA Office 1601 Corporate Ctr Dr.	City: Monterey Park	Zip Code: 91754	Work Ph: 323 980-4600	Home Ph:	

Supervisors

Employee #	Last Name	First Name	M.I	(*circle one or more*)
[redacted]	Wall,	Keith	A.	(On Duty) circled, Present during shooting, Witness to shooting, Involved in shooting
				On Duty, Present during shooting, Witness to shooting, Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	Lucio	Marc	A.

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	Tippings	J. Nick	

PSTD Use Only
SH # 2183541

Officer Involved Shooting

URN: 006-13100-0280-013

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
11-06-06	1440	10-02-07	

Employee #	Last Name	First Name	M.I
[redacted]	Morejon	Elier	
[redacted]	Holloway	Diane	L.
[redacted]	Jensen	Curtis	A.

Shooting / Force Information

Method

(AW)	Arwen	(OV)	Other Weapon: Vehicle
(BC)	Baton:(Control)	(OB)	Other Weapon: Blunt Object
(BI)	Baton:(Impact)	(OO)	Other Weapon: Other
(BF)	Bodily Fluids	(PK)	Personal Weapon: Feet/Leg: (Kick)
(CN)	Canine	(PS)	Personal Weapon: Feet/Leg: (Sweep)
(CR)	Carotid Restraint	(PH)	Personal Weapon (Hand/Arm)
(CH)	Choke Hold	(PP)	Personal Weapon (Push)
(CT)	Control Holds:(Control Techniques)	(PO)	Personal Weapon (Other)
(TT)	Control Holds:(Team Takedown)	(RS)	Resistance
(TD)	Control Holds:(Takedown)	(CN)	Restraint Device (Capture Net)
(CE)	Chemical	(RH)	Restraint Device (Handcuffs)
(OC)	Chemical Agents (OC Spray)	(HB)	Restraint Device:Hobble (Legs Only)
(TG)	Chemical Agents (Tear Gas)	(TP)	Restraint Device:Hobble (TARP)
(EX)	Explosives	(RE)	Restraint Device: REACT Belt
(FH)	Firearm (Handgun)	(SP)	Sap
(FR)	Firearm (Rifle)	(SH)	Shield
(FS)	Firearm (Shotgun)	(SG)	37mm Stinger
(FO)	Firearm (Other)	(SB)	Sting Ball
(FB)	Flashbang	(ST)	Stun Bag
(FL)	Flashlight	(TR)	Taser
(OE)	Other Weapon: Edged	(UC)	Uncooperative

Type of Injury

(AB)	Abrasion
(BR)	Bruise
(BU)	Burn
(CP)	Complaint of Pain
(CO)	Concussion
(DH)	Death
(DI)	Dislocation
(DB)	Dog Bite
(FR)	Fractures
(GS)	Gunshot
(HB)	Human Bite
(LC)	Lacerations
(ND)	Nerve Damage
(OD)	Organ Damage
(PA)	Paralysis
(PW)	Puncture Wound
(SD)	Soft Tissue Damage
(ST)	Sprain/Twists
(UN)	Unconscious
(RM)	Refused Med Treatment
(NN)	NONE

Body Part Injured

(AD)	Abdomen
(AK)	Ankle
(AR)	Arm
(BK)	Back
(BT)	Buttocks
(CH)	Chest
(EL)	Elbow
(FA)	Face
(FE)	Feet
(FI)	Fingers
(GE)	Genitals
(GR)	Groin
(HD)	Hand
(HE)	Head
(HI)	Hip
(IN)	Internal
(KN)	Knees
(LE)	Leg
(NK)	Neck
(SH)	Shoulder
(WR)	Wrist

Brand

(AK)	AK-47	(IV)	Iver Johnson	(RI)	RGI
(BN)	Benelli	(JE)	Jennings	(RO)	Rossi
(BR)	Beretta	(LO)	Lorcin	(SW)	Smith & Wesson
(BW)	Browning	(LU)	Luger	(SR)	Sturm Ruger
(CH)	Charter Arms	(MA)	Marlin	(ST)	Sterling
(CO)	Colt	(MO)	Mossberg	(TA)	Taurus
(DA)	Davis Industries	(NC)	NCI aka SKS	(WE)	Weatherby
(GL)	Glock	(NA)	North American	(WN)	Winchester
(HA)	Harrington & Richardson	(NO)	Norinco	(US)	US Government
(HI)	Hi Standard	(RA)	Raven	(YY)	Handmade (Inmate)
(HK)	H & K	(RM)	Remington	(XX)	Homemade (Non-Inmate)
(IT)	Ithica	(RG)	RG	(ZZ)	Other Brand

Caliber

(9)	9 mm	(24)	.243 caliber	(41)	.410 guage
(10)	10 mm	(25)	.25 caliber	(44)	.44 caliber
(12)	12 guage	(30)	.308 caliber	(45)	.45 caliber
(20)	20 guage	(35)	.357 caliber	(50)	50 mm
(21)	.22-250	(36)	30-60 caliber	(SL)	Slug
(22)	.22 caliber	(38)	.38 caliber	(WW)	Other caliber
(23)	.223 caliber	(40)	.40 caliber		

FORCE APPLIED *(one code per block)*

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S1	E#1-4, W#1-3	FH	SW	9			NN	
E#1	S#1	FR	CO	23	Y	Y	DH	
E#2	S#1	FH	BR	9	Y	Y	DH	
E#3	S#1	FS	IT	12	Y	Y	DH	
E#4	S#1	FH	BR	9	Y	Y	DH	
W#1	S#1	FH	SW	40	Y	Y	DH	
W#2	S#1	FS	RM	12	Y	Y	DH	
W#3	S#1	FH	SW	40	Y	Y	DH	

Officer Involved Shooting
Involved Employee Information

URN: 006-13100-0280

Involved Employee

E 1

Employee # [redacted]	Last Name: Godinez	First Name: Enrique, Jr.	M.I.: NMN
Sex: M Race: H	Rank: DSG	Unit Assignment: ELA Station	Work Assignment (Unit #, Module, etc.): Unit 28
ShiftTime (*circle only one*): EM PM Day	ShiftType (*circle only one*): Regular Overtime Off D...	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # — Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs): [redacted]	Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest	Other Factors:
Age: [redacted]	Height: 5'09"	Weight: 195	
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? [redacted] Number of Prior Shootings: [redacted] Directed Force: [redacted]
Weapons Fired Brand: Colt AR-15 Rifle	Caliber: .223	# Shots: 7-10	Weapons Fired Brand: Caliber: # Shots:
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

E 2

Employee # [redacted]	Last Name: Estrella	First Name: Daniel	M.I.: S.
Sex: M Race: H	Rank: DSG	Unit Assignment: ELA Station	Work Assignment (Unit #, Module, etc.): Unit 23
ShiftTime (*circle only one*): EM PM Day	ShiftType (*circle only one*): Regular Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # — Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs): [redacted]	Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest	Other Factors:
Age: 35	Height: 6'00"	Weight: 170	
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? [redacted] Number of Prior Shootings: [redacted] Directed Force: [redacted]
Weapons Fired Brand: Beretta	Caliber: 9mm	# Shots: 9	Weapons Fired Brand: Caliber: # Shots:
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

E 3

Employee # [redacted]	Last Name: Macias	First Name: Armando	M.I.: NMN
Sex: M Race: H	Rank: DSG	Unit Assignment: ELA Station	Work Assignment (Unit #, Module, etc.): Unit 21B
ShiftTime (*circle only one*): EM PM Day	ShiftType (*circle only one*): Regular Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case # — Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs): [redacted]	Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest	Other Factors:
Age: [redacted]	Height: 5"08"	Weight: 198	
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]	Laser Training Date: [redacted]	
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? [redacted] Number of Prior Shootings: [redacted] Directed Force: [redacted]
Weapons Fired Brand: Ithaca 12 gauge SG	Caliber: 2.00/ 1 slug	# Shots: 3	Weapons Fired Brand: Caliber: # Shots:
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]
Field Training Officer Emp #	Last Name	First Name	M.I.

See Other Side

Officer Involved Shooting
Involved Employee Information

URN: 006-13100-0280-013

Involved Employee

E 4

Employee # [redacted] | Last Name: Mercado | First Name: Michael | M.I.: L.

Sex: M | Race: H | Rank: DSG | Unit Assignment: ELA Station | Work Assignment (Unit #, Module, etc.): Unit 28 (off duty ride along)

ShiftTime (*circle only one*): EM PM (Day) | ShiftType (*circle only one*): Regular Overtime (Off Duty) | Intoxication/Drug Usage? ☐ | Substance Used:

Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case # | Interviewed? ☐

Hrs of sleep prior to shooting: | Duty Time (hrs): [redacted] | Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, (Plain Clothes w/ Vest), Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest | Other Factors:

Age: [redacted] | Height: 5'09" | Weight:

Range Qualification Date: [redacted] | PPC Qualification Date: 08-08-06 | Laser Training Date: 09-05-06

Certified with Weapon Used? [redacted] | Patrol Certification? [redacted] | Certification Unit: [redacted] | Prior Shootings? [redacted] | Number of Prior Shootings: [redacted] | Directed Force: [redacted]

Weapons Fired Brand: Beretta | Caliber: 9mm | # Shots: 5 | Weapons Fired Brand: | Caliber: | # Shots:

Field Training Officer Emp # | Last Name [redacted] | First Name | M.I.

Field Training Officer Emp # | Last Name | First Name | M.I.

E___

Employee # | Last Name | First Name | M.I.

Sex: | Race: | Rank | Unit Assignment: | Work Assignment (Unit #, Module, etc.):

ShiftTime (*circle only one*): EM PM Day | ShiftType (*circle only one*): Regular Overtime Off Duty | Intoxication/Drug Usage? ☐ | Substance Used:

Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case # | Interviewed? ☐

Hrs of sleep prior to shooting: | Duty Time (hrs): | Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest | Other Factors:

Age: | Height: | Weight:

Range Qualification Date: | PPC Qualification Date: | Laser Training Date:

Certified with Weapon Used? ☐ | Patrol Certification? ☐ | Certification Unit: | Prior Shootings? ☐ | Number of Prior Shootings: | Directed Force: ☐

Weapons Fired Brand: | Caliber | # Shots | Weapons Fired Brand: | Caliber | # Shots

Field Training Officer Emp # | Last Name | First Name | M.I.

Field Training Officer Emp # | Last Name | First Name | M.I.

E___

Employee # | Last Name | First Name | M.I.

Sex: | Race: | Rank | Unit Assignment: | Work Assignment (Unit #, Module, etc.):

ShiftTime (*circle only one*): EM PM Day | ShiftType (*circle only one*): Regular Overtime Off Duty | Intoxication/Drug Usage? ☐ | Substance Used:

Hospital Admission? ☐ | Hospital Name: | Coroner Case? ☐ | Coroner Case # | Interviewed? ☐

Hrs of sleep prior to shooting: | Duty Time (hrs): | Clothing (*circle only one*): Plain Clothes no Vest, Raid Jacket w/ Vest, Plain Clothes w/ Vest, Uniform no Vest, Raid Jacket no Vest, Uniform w/ Vest | Other Factors:

Age: | Height: | Weight:

Range Qualification Date: | PPC Qualification Date: | Laser Training Date:

Certified with Weapon Used? ☐ | Patrol Certification? ☐ | Certification Unit: | Prior Shootings? ☐ | Number of Prior Shootings: | Directed Force: ☐

Weapons Fired Brand: | Caliber | # Shots | Weapons Fired Brand: | Caliber | # Shots

Field Training Officer Emp # | Last Name | First Name | M.I.

Field Training Officer Emp # | Last Name | First Name | M.I.

Officer Involved Shooting
Suspect Information

Suspect Information

S 1

Last Name: Nava,	First Name: Arthur	M.I. M.
AKA Last Name:	First Name:	M.I.
Sex: M Race: H	Street Address: [redacted] City: [redacted]	State & Zip Code: [redacted]
Work Phone:	Home Phone:	Social Security #: [redacted]
Driver's License #: [redacted]		
Age: 40 D.O.B. 08-02-1966	Height: 6'00" Weight: 230	FBI #: [redacted]
CII #: [redacted]		
Booking #	Primary Charge:	Secondary Charge:
Coroner Case? [ ]	Coroner Case #	Intoxication/Drug Usage? [X]
Substance Used: Methamphetamine		
Armed? [X]	Apprehended? [X]	Mental Illness? [ ]
Criminal History? [redacted]		
Vehicle Make	Model:	Year:

S__

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.
Sex: Race:	Street Address: City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:
Driver's License #:		
Age: D.O.B.	Height: Weight:	FBI #
CII #		
Booking #	Primary Charge:	Secondary Charge:
Coroner Case? [ ]	Coroner Case #	Intoxication/Drug Usage? [ ]
Substance Used:		
Armed? [ ]	Apprehended? [ ]	Mental Illness? [ ]
Criminal History? [ ]		
Vehicle Make	Model:	Year:

S__

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.
Sex: Race:	Street Address: City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:
Driver's License #:		
Age: D.O.B.	Height: Weight:	FBI #
CII #		
Booking #	Primary Charge:	Secondary Charge:
Coroner Case? [ ]	Coroner Case #	Intoxication/Drug Usage? [ ]
Substance Used:		
Armed? [ ]	Apprehended? [ ]	Mental Illness? [ ]
Criminal History? [ ]		
Vehicle Make	Model:	Year:

S__

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.
Sex: Race:	Street Address: City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:
Driver's License #:		
Age: D.O.B.	Height: Weight:	FBI #
CII #		
Booking #	Primary Charge:	Secondary Charge:
Coroner Case? [ ]	Coroner Case #	Intoxication/Drug Usage? [ ]
Substance Used:		
Armed? [ ]	Apprehended? [ ]	Mental Illness? [ ]
Criminal History? [ ]		
Vehicle Make	Model:	Year:

See Other Side



LOS ANGELES COUNTY DISTRICT ATTORNEY'S OFFICE
BUREAU OF FRAUD AND CORRUPTION PROSECUTIONS
JUSTICE SYSTEM INTEGRITY DIVISION

STEVE COOLEY • District Attorney
JOHN K. SPILLANE • Chief Deputy District Attorney
CURTIS A. HAZELL • Assistant District Attorney

JANICE L. MAURIZI • Director

May 22, 2007

Chief Michael Brown
California Highway Patrol
Southern Division Headquarters
411 North Central Avenue
Glendale, California 91203-2020

Captain Raymond Peavy
Homicide Bureau
Los Angeles County Sheriff's Department
5747 Rickenbacker Road
Commerce, California 90040

RE: J.S.I.D. File #: 06-0697
L.A.S.D. URN #: 006-13100-0280-013

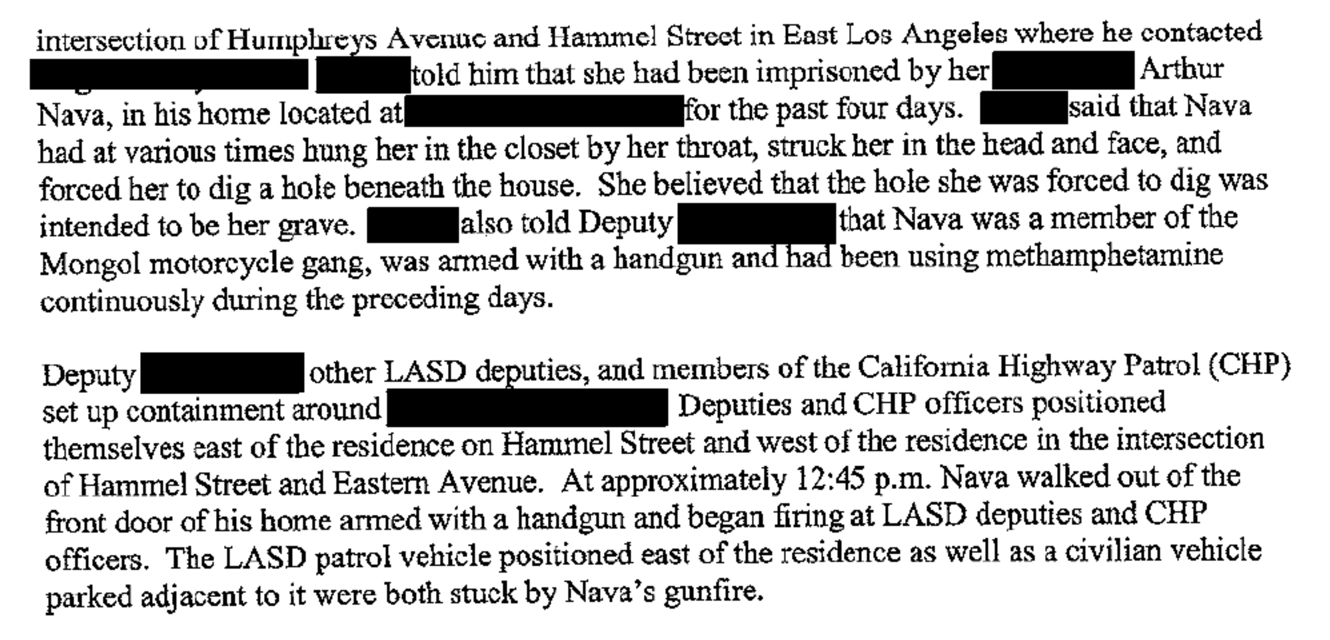
Dear Chief Brown and Captain Peavy:

The Justice System Integrity Division of the Los Angeles County District Attorney's Office has completed its review of the November 6, 2006, fatal shooting of Arthur Mike Nava by California Highway Patrol Officers [redacted] and Los Angeles County Sheriff's Deputies Enrique Godinez, Daniel Estrella, Armando Macias and Michael Mercado. We have determined that the Officers and Deputies acted lawfully in self defense and the defense of others.

The following analysis is based upon a series of reports prepared by the Los Angeles County Sheriff's Department (LASD) submitted to this office on February 1, 2007. The District Attorney Command Center was notified of this shooting at 1:35 p.m. on November 6, 2006. The District Attorney Response Team consisting of Deputy District Attorney Shannon Presby and District Attorney Senior Investigator [redacted] responded to the scene. They were given a briefing of the circumstances surrounding the incident. They also were provided with a "walk-through" of the scene and participated in witness interviews. No compelled statements were presented or considered for purposes of this analysis.

FACTUAL ANALYSIS

On November 6, 2006, at approximately 12:02 p.m., LASD Deputy [redacted] responded to a call of a woman running down the street in handcuffs. Deputy [redacted] drove to the



intersection of Humphreys Avenue and Hammel Street in East Los Angeles where he contacted [redacted] [redacted] told him that she had been imprisoned by her [redacted] Arthur Nava, in his home located at [redacted] for the past four days. [redacted] said that Nava had at various times hung her in the closet by her throat, struck her in the head and face, and forced her to dig a hole beneath the house. She believed that the hole she was forced to dig was intended to be her grave. [redacted] also told Deputy [redacted] that Nava was a member of the Mongol motorcycle gang, was armed with a handgun and had been using methamphetamine continuously during the preceding days.

Deputy [redacted] other LASD deputies, and members of the California Highway Patrol (CHP) set up containment around [redacted] Deputies and CHP officers positioned themselves east of the residence on Hammel Street and west of the residence in the intersection of Hammel Street and Eastern Avenue. At approximately 12:45 p.m. Nava walked out of the front door of his home armed with a handgun and began firing at LASD deputies and CHP officers. The LASD patrol vehicle positioned east of the residence as well as a civilian vehicle parked adjacent to it were both stuck by Nava's gunfire.

The LASD deputies and CHP officers returned fire but did not hit Nava. Nava then concealed himself behind a cinder block wall fronting the residence. An LASD helicopter which was hovering above the residence broadcast information that Nava appeared to be reloading. After a few moments Nava stood up behind the block wall and fired again at the officers and deputies. The police returned fire striking Nava once in the chest. This portion of the incident was captured on videotape recorded from the helicopter.

After insuring that Nava no longer posed a continuing threat to the deputies and officers, members of the special tactics unit of the LASD moved into the front yard and took Nava into custody. A loaded handgun and numerous expended shell casings ejected from that firearm were located next to Nava in the front yard of the residence. Nava was transported to County USC Medical Center where he was pronounced dead. An autopsy of Nava conducted on November 8, 2006, disclosed that Nava died as a result of the gunshot wound to his chest. Nava also had a graze wound to his lower back and several shotgun pellet wounds to his left forearm and hand. Nava's blood showed the presence of amphetamine and methamphetamine. A large tattoo associated with the Mongols motorcycle gang was also noted on Nava's chest. No deputies or officers were injured during this incident.

CONCLUSION

California law permits the use of deadly force in self-defense or in the defense of another if it reasonably appears that the person claiming the right of self-defense or the defense of another actually and reasonably believed that he was in imminent danger of great bodily injury or death. <u>People v. Williams</u> (1977) 75 Cal.App.3d 731.

In protecting himself or another, a person may use all force which he believes reasonably necessary and which would appear to a reasonable person, in the same or similar circumstances, to be necessary to prevent imminent injury. CALCRIM 3470.

Where the peril is swift and imminent and the necessity for action immediate, the law does not weigh into nice scales the conduct of the assailed and say he shall not be justified in killing because he might have resorted to other means to secure his safety. People v. Collins (1961) 189 Cal.App.2d 575.

The evidence examined in this investigation indicates that Arthur Nava, a member of the Mongols motorcycle gang, repeatedly fired a handgun at LASD deputies and CHP officers. This shooting took place in a residential neighborhood in the middle of the day. After firing his initial volley of shots at the officers, Nava concealed himself behind a cinderblock wall, reloaded his handgun and fired again at the police. Nava's acts caused the deputies and officers to be in actual and reasonable fear for their individual safety, the safety of their fellow officers and the safety of the residents of this neighborhood.

We find that California Highway Patrol Officers [redacted] as well as Los Angeles County Sheriff's Deputies Enrique Godinez, Daniel Estrella, Armando Macias and Michael Mercado acted lawfully in self-defense and the defense of others. We are closing our file and will take no further action in this matter.

Very truly yours,

STEVE COOLEY
District Attorney

By

SHANNON PRESBY
Deputy District Attorney
(213) 974-4634

c: Officer [redacted]
Officer [redacted]
Officer [redacted]
Deputy Enrique Godinez, Serial Number [redacted]
Deputy Daniel Estrella, Serial Number [redacted]
Deputy Armando Macias, Serial Number [redacted]
Deputy Michael Mercado, Serial Number [redacted]